

MOTION BY SUPERVISORS KNABE AND ANTONOVICH

June 12, 2012

Substitute Motion for Item 70-A

Under the Fiscal Year 2012 State Criminal Alien Assistance Program (SCAAP) application guidelines that the Department of Justice (DOJ) recently released, the DOJ announced that it would eliminate the partial credit (reimbursement) which previously had been provided for foreign-born inmates whose immigration status are unknown, based on the computer match of foreign-born inmate records against the Department of Homeland Security (DHS) immigration data base that used to calculate SCAAP payments to state and local governments.

This is a major change which could significantly affect the percentage share of total SCAAP funding that each jurisdiction will receive, and which should not be implemented without a more detailed analysis of how it would affect the accuracy and equity of calculating each jurisdiction's costs for incarcerating undocumented criminal aliens that are reimbursable by SCAAP. State and local governments also should be provided the opportunity to submit comments on this significant policy change.

WE, THEREFORE, MOVE that the Board of Supervisors send a 5-signature letter to the County's Congressional delegation and President expressing opposition to the new policy of eliminating SCAAP reimbursement for foreign-born inmates of unknown immigration status and recommending that the Obama Administration, instead, work with state and local governments to improve the methodology for calculating SCAAP reimbursement.

#

RV:mw

MOTION

MOLINA _____

RIDLEY-THOMAS _____

KNABE _____

ANTONOVICH _____

YAROSLAVSKY _____